

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

Larry R. Noble,

Civil No. 08-3349 (PAM/JJK)

Petitioner,

v.

**ORDER**

Carlson,

Respondent.

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The above matter comes before the Court on the Report and Recommendation (“R&R”) of United States Magistrate Judge Jeffrey J. Keyes dated July 7, 2008. The R&R recommended denying Petitioner’s Application for a Writ of Habeas Corpus because it was barred by the one-year statute of limitations set forth in 28 U.S.C. §2244(d). No objections to the R&R were filed in the time period allowed. However, Petitioner did file an Amended Application for a Writ of Habeas Corpus dated July 18, 2008. Even broadly construing the amended application as an Objection to the R&R, the Court finds nothing relevant to the statute of limitations issue. Accordingly, based on the R&R and the files, records and proceedings herein, **IT IS HEREBY ORDERED** that:

1. Petitioner’s Application for a Writ of Habeas Corpus (Docket No. 1) is **DENIED**; and

2. This matter is **DISMISSED with prejudice**.

**LET JUDGMENT BE ENTERED ACCORDINGLY.**

Dated: August 6, 2008

s/Paul A. Magnuson  
Paul A. Magnuson  
United States District Judge